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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application of Gerald T. Mearini, et al.

MAR 22 2004

Serial No.: 09/865,152

Art Unit: 1762

OFFICE OF PETITIONS

Filed: May 24, 2001

Examiner: Bret P. Chen

Title: OPTICAL FILTER CONSTRUCTION BY ATOMIC LAYER CONTROL FOR
NEXT GENERATION DENSE WAVELENGTH DIVISION MULTIPLEXER

**PETITION TO REVIVE THE APPLICATION
UNDER 37 CFR § 1.137(b)**

Mail Stop **Petition**
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Office under 37 CFR §1.137(b) to revive the
subject application that was unintentionally abandoned for failure to timely respond to a
non-final Office Action.

Applicant submits herewith:

- a. a response to the non-final Office Action dated December 12, 2002;
- b. the Petition Fee as set forth in 37 CFR § 1.17(m);

The undersigned hereby states that the entire delay in filing the required reply
from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR
1.137(b) was unintentional.

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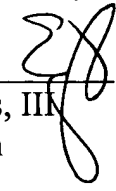
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Favorable consideration of this petition and acceptance of the response to the non-final Office Action is solicited.

Respectfully submitted,

By: 

L. Lawton Rogers, III
D. Joseph English
Mark C. Comtois
Patrick D. McPherson

 Reg. No. 24,302
Reg. No. 42,514
Reg. No. 46,285
Reg. No. 46,255

1667 K Street, N.W., Suite 700
Washington, DC 20006
Telephone: (202) 776-7800
Telecopier: (202) 776-7801

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